

CUBA LAKE DISTRICT
P.O. BOX 307
OLEAN, NEW YORK 14760

The regular monthly meeting of the Cuba Lake District Board of Commissioners was held on Thursday, September 8, 2005 at the Cuba Lake District Office, 15 E. Main Street, Cuba, New York

Chairperson Lynn Sweet called the regular meeting to order at 7:00 p.m. and asked the secretary to call the roll:

ROLL CALL: Lynn Sweet Dave Shemeld

Erick Laine – 7:25 Jeff Bradley

Jerry Collins

ALSO PRESENT: Treasurer Andrew Lindquist

Secretary Pam Konieczka

Attorney John M. Hart, Jr.

Lake Manager Dave Bosworth

OATH OF OFFICE: To Lynn J. Sweet as Commissioner as administered by John M. Hart, Jr.

To Pamela L. Konieczka as Secretary as administered by John M. Hart, Jr.

ELECTION OF

CHAIRPERSON Election of Lynn Sweet for Chairperson by Commissioner Bradley, and AND DEPUTY seconded by Commissioner Collins. All in favor 4 yes, 0 no. MOTION CHAIRPERSON: CARRIED.

Election of Erick Laine for Deputy Chairperson by Commissioner Bradley, and seconded by Commissioner Collins. All in favor 4 yes, 0 no. MOTION CARRIED.

Upon being duly elected, Chairperson Commissioner Sweet assumed the Chair and conducted the balance of the meeting.

GUESTS: Jim Mostacato – Lot #35

Tom Swift – Clark/Patterson

Dick Klein – Town of Cuba – Code Enforcement

Tom Swift with Clark/Patterson reported the following:

- He gave an update on the Sewer System Project stating that more information from Catherine Reese would be forth coming by October.
- Tom felt the project seems to be moving up on the list.
- According to tax bills with Lake addresses 65% of the residents are considered year-round, which would help in scoring.
- The Cuba Hospital project could have an impact on the Lake project.
- The Abbotts Creek project is finished but it seems the channel is a little deep but should fill in with a few more rains.

Discussion ensued with Mr. Dick Klein with the Town of Cuba.

Commissioner Sweet then asked Mr. Klein if he issues a building permit without approval from the Office of General Services with New York State. He stated that sometimes he does and that he would try to be more conscience of not issuing permits without State approval but couldn't guarantee it.

It was decided with future requests, that the District Secretary would fax the information to Mr. Klein as well as OGS, so that both the Town of Cuba and the District would know what requests were being generated.

Commissioner Sweet asked Attorney Hart what he recommended as far as making it a procedure that a building permit could not be issued to a leaseholder at Cuba Lake without receiving approval from OGS first. Attorney Hart stated that the Town of Cuba would have to adopt the Land Use Regulations of the Cuba Lake District as a local law that could then be enforceable.

DESIGNATION OF

COMMITTEES: Building & Lot Improvements/Park Maintenance

- Jerry Collins, Jeff Bradley, Dave Shemeld

Budget & Finance

- Jerry Collins, Dave Shemeld, Andy Lindquist, ex officio

Water Quality

- Erick Laine, Dave Shemeld, Dave Bosworth-Lake Manager

State & Seneca Nation of Indians Relations

- Erick Laine, Lynn Sweet

Public Relations & Communications

- Dave Shemeld, Dave Bosworth-Lake Manager

CORRECTIONS:

APPROVAL OF MINUTES: Motion was made by Commissioner Collins to accept the minutes of the August 11, 2005 meeting, seconded by

Commissioner Bradley. All in favor 5 yes, 0 no. MOTION

CARRIED.

TREASURER'S REPORT: Following review of reports of the District Budget circulated by the Treasurer, Commissioner Laine moved to accept the Treasurer's reports for filing, seconded by Commissioner Bradley. All in favor 5 yes, 0 no. MOTION CARRIED.

Motion was made by Commissioner Shemeld to move \$65,581.14 from the Cuba Lake District Reserve Account to a one year Certificate of Deposit at Community Bank, N. A. Seconded by Commissioner Collins. All in favor 5 yes, 0 no. MOTION CARRIED.

Following presentation of the List of Claims for the General Account, Commissioner Shemeld moved to pay the accounts as listed, seconded by Commissioner Bradley. All in favor 5 yes, 0 no. MOTION CARRIED.

AMOUNT: \$3,544.86

Following review of reports of the Management Budget circulated by the Lake Manager, Dave Bosworth, Commissioner Bradley moved to accept the Lake Manager's reports for filing seconded by Commissioner Collins. All in favor 4 yes, 1 no. MOTION CARRIED.

Following presentation of the List of Claims for the Management Account,

Commissioner Bradley moved to pay the accounts as listed, seconded by Commissioner Collins. All in favor 5 yes, 0 no. MOTION CARRIED.

CORRESPONDENCE: See attached Index of Correspondence.

ACTION LIST REVIEW:

LAKE MANAGER'S REPORT:

Dave reported the following:

- The weed cutting will continue through the month of September.

- The draw down of the lake will begin with the first draw down of 4 feet happening on

November 1st. The next draw down will be the Monday after Thanksgiving.

COMMITTEE REPORTS:

1. **BUILDING & LOT IMPROVEMENTS/PARK MAINTENANCE** – Jerry Collins, Jeff Bradley, Lake Manager, Dave Bosworth

a. Slotman – Lot #323 – request to install 4' fence along property.

b. Krall – Lot #76 – request to replace wooden retaining wall at parking area along road with concrete retaining wall.

Motion was made by Commissioner Bradley to approve the requests of Slotman and Krall, seconded by Commissioner Shemeld. All in favor 5 yes, 0 no. **MOTION CARRIED.**

Motion was made by Commissioner Bradley to contact Carol Horowitz to help revise the Cuba Lake Land Use Restrictions and Controls, seconded by Commissioner Collins. All in favor 5 yes, 0 no. **MOTION CARRIED.**

2. **BUDGET & FINANCE** – Jerry Collins, Dave Shemeld, Andy Lindquist, ex officio

- Nothing to report

3. **WATER QUALITY** – Erick Laine, Dave Shemeld, Dave Bosworth-Lake Manager

- Nothing to report

4. **STATE RELATIONS COMMITTEE** – Erick Laine, Lynn Sweet

- Nothing to report

5. **PUBLIC RELATIONS & COMMUNICATIONS** – Dave Shemeld, Dave Bosworth

- Commissioner Shemeld is currently working on the next issue of the District Dispatch to be published by the end of September.

OLD BUSINESS:

A. Public Sewer Project

B. Moving bank accounts from Community Bank to First Tier Bank

Motion was made by Commissioner Bradley to reverse the motion originally made in the July 2005 meeting to move all bank accounts for the District and Management accounts from Community Bank to First Tier Bank. Seconded by Commissioner Collins. All in favor 5 yes, 0 no. **MOTION CARRIED.**

NEW BUSINESS:

A. Discussion of moving District Office to Lot #106 at the Lake

- The District Office will now be located at Lot #106 at Cuba Lake. Dave Bosworth will start making the move and the October 19th meeting will be held at the new location.

FOR THE GOOD OF THE LAKE:

A. Legal Avenues of Code Enforcement

Motion to adjourn meeting made by Commissioner Shemeld, seconded by Commissioner Collins. All in favor 5 yes, 0 no. **MOTION CARRIED.**

Meeting adjourned at 10:05 p.m.

Respectfully Submitted,
Pam Konieczka
District Secretary